

Minnesota Board of Pharmacy

SEVEN HUNDRED AND FIFTY-NINTH MEETING

At approximately 9:30 a.m., December 3, 2003, the Minnesota Board of Pharmacy met in the Congressional II Conference Room, at the Four Point Sheraton Hotel, in St. Paul, Minnesota, for the purpose of conducting a general business meeting. All members of the Board were in attendance. Also in attendance was the Board's Executive Director, Mr. David Holmstrom, and the Board's Legal Counsel, Mr. Robert Holley.

After reviewing, revising, and approving the agenda for this meeting, the Board addressed the minutes of the meeting of October 29, 2003. Mr. Tom Dickson moved and Mr. Carleton Crawford seconded that the Minutes be approved as written. The motion passed.

The Board first turned its attention to applications to conduct new pharmacies, which it has received since its last meeting. The first application to conduct a new pharmacy, to be reviewed by the Board, was submitted on behalf of Fairview Compounding Pharmacy, in Minneapolis, Minnesota, by Mr. Jeffrey McNamara, Pharmacist-in-charge. Mr. McNamara now, personally, appeared before the Board to discuss the unique nature of this pharmacy. Mr. McNamara reported that the completed application and the initial registration fee will be submitted to the Board shortly and that the Board's action on the Fairview Compounding Pharmacy can be deferred until the January 7th meeting.

After a brief discussion, the Board agreed to defer action on the Fairview Compounding Pharmacy until its next meeting.

The next application to conduct a new pharmacy, to come before Board, was submitted on behalf of Wal-Mart Pharmacy #10-5089, in Inver Grove Heights, Minnesota, by Ms. Mayline Torres-Cerda, Pharmacist-in-charge. After carefully reviewing this application, and a diagram of the proposed pharmacy, Mr. Carleton Crawford moved and Mr. Vern Kassekert seconded that the application be approved and a license issued subject to the successful completion of an on-site inspection by a member of the Board's staff, to assure compliance with Pharmacy Board rules dealing with licensure. The motion passed.

The next item relating to a new pharmacy satellite was presented to the Board by Mr. Richard Bleck, Pharmacy Director, Park Nicollet Pharmacies. Mr. Bleck described for the Board the satellite pharmacy site being proposed for the Heart and Vascular Center adjacent to Methodist Hospital and adjacent to the building housing Meadowbrook Pharmacy. Mr. Bleck indicated that the planners and architects have now addressed the Board's earlier concerns regarding the proposed satellite. After discussing the proposed satellite with Mr. Bleck, Mr. Tom Dickson moved and Mr. Gary Schneider seconded that the Board approve the concept of the satellite being proposed by Mr. Bleck. The motion passed.

The Board next addressed, for the second time, the Cardinal Health proposal for the establishment of off-site order entry of hospital medication orders. After a lengthy discussion of the proposal made at the October 29th meeting, and a review of the written material provided by Mr. Cacciatore at the October meeting, Mr. Tom Dickson moved and Mr. Chuck Cooper seconded that the Board again defer action on this proposal and that Mr. Holmstrom be directed to contact Mr. Cacciatore and request additional information regarding Cardinal Health's plan for dealing with requests to expand off-site coverage to include coverage when the hospital pharmacy's pharmacist calls in sick, takes a scheduled vacation, etc., and also gather additional information regarding what specific requirements various states, that have approved this program, required of Cardinal Health. The motion passed.

The Board next addressed the report of the Rules and Legislation Committee. The Rules and Legislation Committee report entailed the appearance before the Board of several pharmacists affiliated with long-term care specialty pharmacies. The report began with the report by Ms. Lynne Schneider and Mr. David Dahlgren regarding a pilot project authorized for Care Alliance Pharmacy, wherein automated medication distribution systems were placed in three long-term care facilities to provide emergency drugs and first-dose starter medications to residents. The automated medication distribution cabinets were tied electronically to the pharmacy through the pharmacy's computer system. In most cases, nurses at the long-term care facility could not retrieve a medication for a patient without the medication order being first reviewed by a pharmacist and electronically released. Ms. Schneider and Mr. Dahlgren reported that the three units in the pilot project had been accessed approximately 1,600 times in total and provided better drug security and better accountability than the traditional system. The number of overrides averaged approximately six percent, with a range of 1.4 percent to 14.1 percent.

Mr. Howard Juni next discussed options for expanding the pilot project to other pharmacies and other long-term care facilities and requested that the Board consider rule-making to address this issue rather than attempting to address it through variance requests from the pharmacies involved. At the conclusion of this discussion, Mr. Vern Kassekert moved and Mr. Carleton Crawford seconded that the Care Alliance pilot project be approved for another one-year period of time and that the variance requests from Omnicare Minnesota Pharmacy and PharMerica Pharmacy, for the establishment of additional automated units in specified locations, which were previously denied, also be approved for a one-year period of time. Mr. Vern Kassekert and Mr. Carleton Crawford further moved that the Board begin the rule-making process to address the rules relating to emergency kits in long-term care facilities. The motion passed with Mr. Gary Schneider abstaining.

Mr. Holmstrom next presented the report from the Continuing Education Advisory Task Force. The report consisted of a list of continuing education programs submitted to and reviewed by the Continuing Education Advisory Task Force between the dates of October 7, 2003 and November 18, 2003. After reviewing the list of programs submitted to and reviewed by the Continuing Education Advisory Task Force, Mr. Vern Kassekert moved and Mr. Chuck Cooper seconded that those programs recommended for approval be so approved and that those programs for which denial of approval was recommended be denied. The motion passed.

The Board next addressed the report of the Examination Committee. The Board addressed itself to the performance of the candidates for licensure by reciprocity that have taken the Multistate Pharmacy Jurisprudence Examination for Minnesota since the Board's last meeting. After a thorough review of the performance of the candidates for licensure by reciprocity, Mr. Chuck Cooper moved and Mr. Gary Schneider seconded that, having passed the Multistate Pharmacy Jurisprudence Examination required of candidates for licensure by reciprocity, the following candidates be granted such licensure based on their current license to practice in the state listed with their name:

<u>CERTIFICATE #</u>	<u>NAME</u>	<u>STATE OF ORIGINAL LICENSURE</u>
8535	Jenifer Jo Hug	MT
8537	Gregory John Vogel	NE
8538	Crystal Janell Winter	WI

The motion passed.

Mr. Holmstrom next provided the Board with a report of the performance of candidates for licensure by examination who have completed all parts of the June 2003 Board Examination.

For the Full Board Examination candidates, the Board determined that, in grading the examinations, the NAPLEX portion of the exam would be weighted at 65% of the total, the Board's Practical Examination weighted at 20% of the total, the Multistate Pharmacy Jurisprudence Examination weighted at 15% of the total, and that the minimum passing score on each of those parts, as well as the minimum overall score, would be 75. With the passing level thus established, Mr. Chuck Cooper moved and Mr. Gary Schneider seconded that the following candidates be granted licensure as pharmacists:

<u>NAME</u>	<u>CERTIFICATE #</u>	<u>REGISTRATION #</u>
Jeanne E. Boser	8532	117915-0
Oliver Frenzel	8533	117916-3
Patrick A. Ottjes	8536	117919-2

The motion passed.

The Board next addressed the report from the Board's Variance Committee. The first variance related item to be discussed by the Board was a request for approval of a telepharmacy project submitted by Pharmacist Thomas E. Witt to provide telepharmacy services to Mabel, Minnesota, from Mr. Witt's pharmacy in Spring Grove, Minnesota. After reviewing the information submitted by Mr. Witt, the Board declined to take final action on the request and directed Mr. Holmstrom to invite Mr. Witt to attend the Board's January meeting to further discuss the proposal.

The second variance related item was a request from Apothecary Products Inc. for Board approval of an electronic scale, which would serve to replace the prescription balance required in new pharmacies by Board rules. After a brief discussion, it was determined that more information was needed and Board member Mr. Gary Schneider volunteered to obtain additional information regarding electronic scales and balances and report back to the Board at the January meeting.

The Board now addressed the Variance Committee report and recommendations on variances that were submitted since the Board's last meeting. Mr. Vern Kassekert moved and Mr. Carleton Crawford seconded that the Variance Committee report and recommendations be affirmed. The motion passed.

Mr. Holmstrom next presented the Board with a letter from Mr. Harlan Langstraat, Director of Medical Products for Mayo Medical Ventures, in Rochester, Minnesota. Mr. Langstraat has indicated that the Board's categorization of licensure for Mayo Clinic Pharmacies as "community/retail" has caused some problems for Mayo when attempting to negotiate special pricing for not-for-profit pharmacies that are available from various pharmaceutical companies. Mr. Langstraat is requesting that the Board consider establishing a new category of licensure called "outpatient pharmacy (not-for-profit)." After a brief discussion, the Board declined to pursue Mr. Langstraat's request and directed Mr. Holmstrom to communicate the Board's position on this issue to Mr. Langstraat.

Mr. Cooper next led a brief discussion about the utilization of pharmacy technicians and the educational requirements for becoming a pharmacy technician and encouraged the Board to form a task force to look at technician issues when committee assignments are made at the January 2004 meeting.

There being no further business requiring action by the Board at this time, Ms. Jean Lemberg moved and Mr. Carleton Crawford seconded that the meeting be adjourned at approximately 1:00 p.m.

PRESIDENT

EXECUTIVE DIRECTOR

VARIANCE COMMITTEE REPORT
November 12, 2003

New Variances

Children's Home Care Pharmacy (Minneapolis)

Mark Thomas, PIC

Request permission to use RNs to report the expiration dates of the medications, the validity of the tamperproof seal, and the correctness of the anaphylaxis kit contents on a bi-monthly basis

Approved – one year

Cub Pharmacy #639 (Eden Prairie)

Dennis Thackeray, PIC

Request permission to fill legend drugs using automated counting system (Baker cells)

Deferred (tell us how the list for prescription checking is updated and who checks the accuracy of the list; does the computer print the list?)

Econofoods Pharmacy #331 (St. Peter)

Gail Strand, PIC, or James Linden, Director of Phcy

Request permission to add automation to the dispensing process to improve efficiencies and accuracy, in order to allow pharmacists more time for patient consultation

Deferred (pharmacist-in-charge must sign and make policies and procedures specific to this pharmacy) DH send guidelines

Hanson Drug (Winthrop)

Brad Nelson, PIC

Request permission to utilize a Baker cell system in the pharmacy

Approved – one year (fill out the form for Gaylord and address how list for prescription checking is updated and who checks the accuracy of the list; also, still owes us more information on ScriptPro for Winthrop per the October 8th letter)

Medicine Shoppe (Bemidji)

Richard Chernugal, PIC

Request permission to utilize the McKesson APS Baker cell system in the pharmacy

Approved – one year

Mercy Hospital Pharmacy (Coon Rapids)

Brent Kosel, PIC

Request permission to have a technician-to-pharmacist ratio of 3:1 during the hours of 5 p.m. – 2 a.m. daily and a 4:1 ratio during the hours of 6 a.m. – 7:30 a.m. to accommodate their use of decentralized pharmacy technicians

Deferred (invite back to next Variance Committee meeting)

Meritcare North Pharmacy (Bemidji)

Susan Schnase, PIC

Request permission to allow for walls that do not extend from floor to permanent ceiling; while assuring security will be achieved through the installation of motion detection and glass breakage system

Permanent

PharMerica (Fridley)

Scott Bryngelson, PIC

Request permission to utilize Omnicell automated medication dispensing system at Clearbrook Good Samaritan Nursing Home, in Clearbrook, Minnesota

Deferred

Region's Hospital Pharmacy (St. Paul)

Robert Nordin, Pharmacy Director

Request permission to utilize Tech-Check-Tech

Approved – one year (subject to providing a list of overrides, show documentation of approval from administration and of safety committee) For the next extension you will need to send in technician audit data

St. Olaf Pharmacy (Austin)

Rick Knoll, PIC

Request permission to utilize ScriptPro 200 automated prescription dispensing unit

Approved – one year (subject to inclusion of expiration date on cassette and certification of filling of cassettes by pharmacist)

Target Pharmacy T-649 (Baxter)

Bret Steffen, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-693 (Brooklyn Park)

Michael Tessum, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-861 (Buffalo)

Jess Hanson, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-862 (Chanhassen)

John Gustafson, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-1144 (Coon Rapids)

Dave Tschida, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-1244 (Forest Lake)

Ken Kramer, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-1145 (Maple Grove)

Sandra Posten, PIC

Request permission to utilize automated counting machines and prescription processing software utilizing imaging technology

Approved – one year (DH see Wal-Mart letter)

Target Pharmacy T-1095 (Minneapolis)

Scott Gast, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-52 (Minneapolis)

Larry Slater, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-1185 (North St. Paul)

Ann Byre, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-1351 (Rochester)

Ann Lechner, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-1 (Roseville)

Robert Pickett, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-2 (St. Louis Park)

Mark Branum, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-160 (St. Paul)

Cy Elliot, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Target Pharmacy T-9 (West St. Paul)

Sandy Nagy, PIC

Request permission to utilize automated counting machines in the form of non-interfaced Baker cassettes in their pharmacy

Approved – one year (on condition that you: 1) provide ongoing training; 2) address the issue of prevention of cross-contamination; 3) let the Board know if the computer system will provide a description of drug on the label or a handout)

Thrifty White Drug #734 (Fergus Falls)

David Gilles, PIC

Request permission to include oral lorazepam in emergency kit, along with injectable Ativan, so as to ease and comfort patients and reduce anxiety in some patients associated with the injection itself

Approved – one year **after hours only (need to address procedure for pharmacists checking orders)

Walgreens Pharmacy #1773 (Eagan)

Jessica Growette, PIC

Request permission to utilize the Baker APS Systems automated counting cells in their pharmacy

Approved – one year (on condition that: 1) the pharmacist must visually verify cell filling; and 2) we will now expect 100% counseling of patients on all new prescriptions)

Walgreens Pharmacy #6280 (Eden Prairie)

Michael Froehle, PIC

Request permission to utilize the Baker APS Systems automated counting cells in their pharmacy

Approved – one year (on condition the pharmacist must visually verify cell filling)

Walgreens Pharmacy #2509 (Edina)

Ellen K. Ray, PIC

Request permission to utilize the Baker APS Systems automated cassettes in their pharmacy

Approved – one year (on condition you address the issue of prevention of cross-contamination)

Walgreens Pharmacy #430 (Golden Valley)

Michael Reiff, PIC

Request permission to utilize the Baker APS Systems automated cassettes in their pharmacy

Approved – one year (on condition that you address: 1) address the issue of prevention of cross-contamination; and 2) how the final certification of prescription will be done)

Walgreens Pharmacy (Hopkins)

Stephen Roudabush, PIC

Request permission to utilize the Baker APS Systems automated counting cells in their pharmacy

Approved – one year (on condition the pharmacist must visually verify cell filling)

Walgreens Pharmacy #1687 (Maplewood)

Troy West, PIC

Request permission to utilize the Baker APS Systems automated cassettes in their pharmacy

Approved – one year

Walgreens Pharmacy #2038 (Minneapolis)

Keith Avenriep, PIC

Request permission to utilize the Baker APS Systems automated cassettes in their pharmacy

Approved – one year

Walgreens #06447 (Mounds View)

Ashraf Zaki, PIC

Request permission to utilize the Baker APS Systems automated cassettes in their pharmacy

Approved – one year

Walgreens Pharmacy (Richfield)

Katherine Harris, PIC

Request permission to utilize the Baker APS Systems automated counting cells in their pharmacy

Approved – one year (on condition the pharmacist must visually verify cell filling)

Walgreens Pharmacy #1980 (Robbinsdale)

Sally Swearingen, PIC

Request permission to utilize the Baker APS Systems automated counting cells in their pharmacy

Approved – one year (on condition you address the issue of prevention of cross-contamination)

White Community Hospital Pharmacy (Aurora)

Mary Fossell, PIC

Request permission to utilize the Accudose-RX machine as a distribution for medications on a night and weekend basis when the pharmacy is closed

Approved – one year **after pharmacy hours only (on condition you: 1) address procedure for pharmacist checking orders; and 2) unused medications are not to be returned to the Accudose-RX machine by nurses)

Witt's Pharmacy – Houston (Spring Grove)

Thomas Witt, CEO

Request permission to install a telepharmacy project from Spring Grove to Mabel

Approved – one year (on condition you: 1) explain what is meant by "Unit of Use" and how will you deal with those that are not "Unit of Use"; 2) camera quality; 3) we will now expect 100% counseling of patients on all prescriptions; 4) technician policy must be specific to Mabel and who is the technician; and 5) what about controlled substance/DEA number for that location)

DH invite him to December Board meeting

Extensions

Duluth Clinic Pharmacy (Duluth)

Dianne Witten, PIC

Extension relates to variance allowing continuation of the telepharmacy service at the Duluth Clinic facility, in Remer, that was originally operated through St. Mary's Medical Center Outpatient Pharmacy, in Duluth; but has since transferred the variance request to Duluth Clinic Pharmacy, in Duluth, upon St. Mary's Medical Center Outpatient Pharmacy's request

Approved – one year (pharmacist-in-charge send updated policies and procedures to the Board)

Fairview Northland Pharmacy – Elk River (Elk River)

Cheryl Nelson, PIC

Extension relates to variance allowing Fairview Northland Pharmacy – Elk River to provide emergency medications to the Sherburne County Jail for administration to inmates during an emergency when the pharmacy is not open

Approved – one year

Luverne Community Hospital Pharmacy (Luverne)

Curt Laudon, Jr., PIC

Extension relates to variance for the establishment of a hospice emergency kit at the hospital

Approved – one year (how are the prescriptions for the drugs used handled?)

Pamida Pharmacy # 311 (Pine City)

Dennis Guthmueller, PIC

Extension relates to variance allowing ScriptPro Pharmacy Automation Robotic Prescription Dispensing System SP 100 (specifically, you sought exemption from the Board's requirement that pharmacists check the manufacturer's original container from which the medication was withdrawn during the certification process of prescription filling)

Deferred (send us policies and procedures)

PIC Changes:

Walgreens Pharmacy #3101 (St. Cloud)

Chad Nellis, PIC

Extension relates to variance allowing the Baker APS Systems automated counting system at your pharmacy

Approved – one year